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Ralph Corsini
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OCT 20 2006

Art Unit 3765

In re Application of
CORSINI
Serial No. 10/684,613
Filed: October 14, 2003
For: Integrated Facemask Firefighting Hood
Packing System

DECISION ON PETITION

This is a decision to petitioner's request to permit color photographs filed October 14, 2003.

Under 37 CFR 1.84(a)(2), the petitioner must file (i) the fee set forth in 37 CFR 1.17(h), (ii) three (3) sets of color photographs and (iii) an amendment to the specification, if necessary. Petitioner has satisfied the requirements of (i) and (iii) above but did not provide three (3) sets of color photographs.

The use of color photographs is provided in MPEP 608.02 with reference to color drawings as part of 37 CFR 1.84(a)(2), the rule states "on rare occasions, color drawings may be necessary as the **only** practical medium by which to disclose the subject matter to be sought to be patented in a utility ... application."

If petitioner had complied with the requirements of 37 CFR 1.84(a)(2)(ii) as noted above, the Office believes that color photographs are not the only medium by which the subject matter to be patented can be disclosed.

The petition is denied.

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